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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/998,341	11/29/2001	Harold R. Garner	119929-1040	5540

7590 12/27/2005  
Chalker Flores, LLP  
12700 Park Central  
Suite 455  
Dallas, TX 75251

EXAMINER

FORMAN, BETTY J

ART UNIT	PAPER NUMBER
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1634

DATE MAILED: 12/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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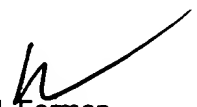
1205

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**Commissioner for Patents**

The timely submission under 37 CFR 1.129(a) filed on 21 October 2005 is not fully responsive to the prior Office action because the Declaration under C.F.R. § 1.131 is insufficient to provoke an interference. A Declaration under C.F.R. § 202 (d)(2) with appropriate signature is required. Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

  
BJ Forman  
Primary Examiner  
Art Unit: 1634